

COMMSOUTH Media Associates

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JUL - 6 1993

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

June 30, 1993

Secretary
Federal Communications Commission
1919 M Street N.W. Room 222
Washington, D.C. 20554

JUL 6 1993

FCC MAIL BRANCH

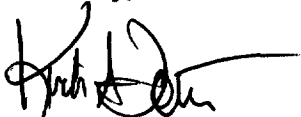
Re: Comments of New Hope Radio
MM Docket 93-122
RM-8216
Clarkrange, Tennessee

Dear Secretary,

Please find enclosed an original and four copies of Comments filed on behalf of New Hope Radio.

Should any questions arise pertaining to these comments, please feel free to contact the undersigned.

Sincerely,



Kirk A. Tollett
Consultant to New Hope Radio

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of

Amendment of Section 73.202 (b)
Table of Assignments,
FM Broadcast Stations
Clarkrange, Tennessee

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MM Docket No. 93-122
RM-8216

JUL 6 1993
FCC MAIL BRANCH

To: Chief, Policy and Rules Division

COMMENTS OF NEW HOPE RADIO

New Hope Radio, (hereinafter "New Hope"), by it's consultant, and pursuant to Section 1.415 and 1.420 of the Commission's Rules and Regulations, hereby respectfully submits it comments in support of the Commission's Notice of Proposed Rulemaking ("NPRM"), DA93-457, released May 17, 1993 in the above captioned proceeding. New Hope respectfully submits that the public interest, convenience, and necessity would be furthered by the allotment of FM Channel 284A to Clarkrange, Tennessee as that communities first local transmission outlet. In support whereof, the following is respectfully shown:

1. Initially, New Hope notes the Commission's reference, in paragraph 1, to a deficiency within New Hope's Petition for Rulemaking, filed March 15, 1993, relative to New Hope's failure to include an affidavit verifying that the statements contained in the petition were accurate to the best of it's knowledge.

New Hope takes this opportunity to cure this deficiency as noted by the Commission's staff and has attached to these comments a declaration signed by Jennifer D. Tollett, owner of New Hope Radio, certifying the accuracy of both the original Petition for Rulemaking as well as the enclosed comments.

2. New Hope also notes the Commission's request, in paragraph 2, for additional information to demonstrate that Clarkrange has social, economic, cultural, and governmental indicia to qualify it as a "community" for allotment purposes. To demonstrate that Clarkrange qualifies as a cognizable community for allotment purposes New Hope Radio submits the following:

A. Clarkrange has ascertainable borders.

The State of Tennessee, Department of Transportation (hereinafter "DOT"), is responsible for the maintenance of U.S. Highway 127 and State Highway 62 which both intersect in Clarkrange. Along each of these Highways the DOT has placed a total of four signs indicating to passing motorists that they are entering the unincorporated community of Clarkrange. Exhibit 1 is a photograph of one of these signs.

B. Local Churches Identify with the Community of Clarkrange.

Exhibit 2 contains photographs of the Clarkrange Baptist Church and the Clarkrange United Methodist Church. There are six churches serving the Clarkrange Community; these two particular churches were selected to

D. Receipts from Local Businesses.

Exhibit 4 is a photo reproduction of two sales tickets from local businesses in Clarkrange, as can be noted, both list Clarkrange addresses.

E. Local Services.

Exhibit 5 includes photographs of Clarkrange High School, the only locally funded High School in Fentress County, as well as Clarkrange Elementary School, Fentress County Utility District Water Tower which serves Clarkrange from a site within the Clarkrange Industrial Park, the Clarkrange Volunteer Fire Department and a Photo reproduction of a newspaper ad for the Clarkrange Library.

Clarkrange is served by the Twin Lakes Telephone Cooperative and has it's own local exchange, by the Big South Fork Cable TV Company which maintains a head-end site in Clarkrange, by a U.S. Post Office with it's own separate Zip Code, and a Medical Clinic which operates during normal business hours. Clarkrange is served by a Newspaper, "Voice of the Range" published monthly during the school year by students at Clarkrange High School and supported by local advertisers.

F. Social Organizations.

Chapter 83 of the Disabled American Veterans maintains a Post in Clarkrange. Exhibit 6 is a photograph of the sign leading to the building.

Based on the above stated facts and exhibits, New Hope believes Clarkrange, Tennessee to be a viable community for FM allocation purposes. Clarkrange is 18 miles from Jamestown, Tennessee the county seat of Fentress County and 21 miles from Crossville, Tennessee the only other major population center close to Clarkrange. Residents of Clarkrange can get groceries, medical supplies, hardware, lumber, automotive and other necessary day to day items within the community of Clarkrange.

While the primary business in Clarkrange is agriculture, Clarkrange Manufacturing, a garment manufacturer located in the Clarkrange Industrial Park employees almost one hundred people year round.

3. While New Hope certainly has made an effort to show that Clarkrange, Tennessee is a community for allotment purposes, New Hope realizes that the Commission may determine that New Hope has failed to make a threshold showing that Clarkrange qualifies as a community for allotment purposes. In that event, in order to facilitate the introduction of a new broadcast facility to this area, New Hope requests the Commission to consider allocating Channel 284A to Monterey, Tennessee as that communities first local competitive signal. Channel 284A can be assigned to Monterey with a site restriction of 13.5 kilometers northeast, at a reference point of North Latitude 36° 15' 29" and West Longitude 85° 10' 48". Monterey has already been established as a community for allotment purposes and presently is assigned Channel 295C2, which is currently licensed to Radio Station WKXD-FM.

4. Finally, New Hope reiterates it's intentions to apply for, and if granted promptly construct a new FM facility in Clarkrange, Tennessee. However, if the Commission fails to find Clarkrange, Tennessee a community for allotment purposes, New Hope will apply for, and if granted promptly construct a new FM facility in Monterey, Tennessee.

Respectfully Submitted,



Kirk A. Tollett
Consultant to New Hope Radio

Commsouth Media Associates
4001 Highway 78 East
Jasper, AL 35501
(205)384-4656
June 29, 1993

DECLARATION

I, Jennifer R. Tollett, hereby certify that:

1. That I am a citizen of the United States and of the State of Alabama.
2. I am the sole owner of New Hope Radio, a petitioner requesting the Federal Communications Commission to allocate FM Radio Channel 284A (104.7 MHz) to the community of Clarkrange, Tennessee.
3. I have retained Kirk A. Tollett and Commsouth Media Associates to assist me in the preparation and filing of the required technical exhibits to facilitate the aforementioned rulemaking and subsequent Comments.
4. If FM Channel 284A or an equivalent channel is allocated to Clarkrange, Tennessee or in the alternative to Monterey, Tennessee, I will promptly apply, either individually or as an entity of which I am a part, for a construction permit to operate the new FM broadcast station. If a construction permit is granted, I or an entity of which I am a part, will promptly construct and operate the station for which I am licensed.
5. I have reviewed the attached "Comments of New Hope Radio" and the previously filed "Petition for Rulemaking" (dated March 15, 1993), and find all statements contained therein, true and correct to the best of my knowledge and belief.

I hereby certify under penalty of perjury that the above statement is true.

Signed and dated this 30th day of June, 1993



Jennifer D. Tollett
Owner
New Hope Radio
4001 Highway 78 East
Jasper, AL 35501

EXHIBIT 1
NEW HOPE RADIO
Clarkrange, Tennessee
Tennessee D.O.T. Sign

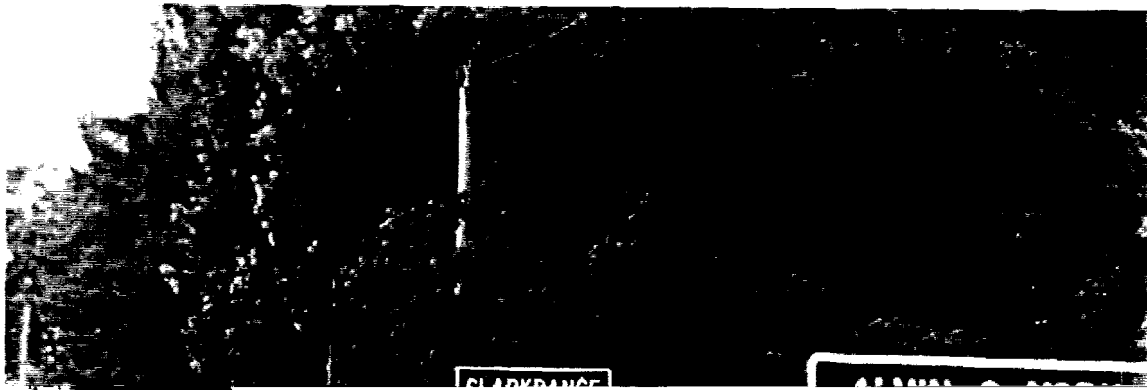


EXHIBIT 2
NEW HOPE RADIO
Clarkrange, Tennessee
Community Churches

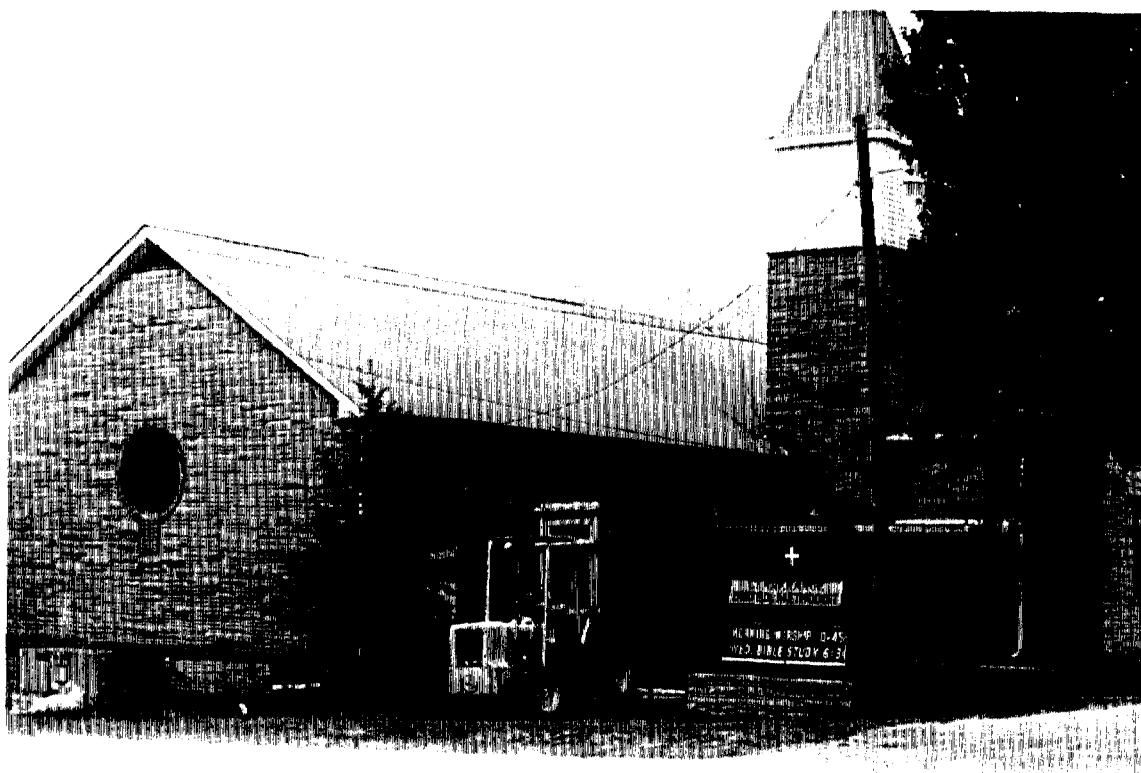


EXHIBIT 3
NEW HOPE RADIO
Clarkrange, Tennessee
Community Businesses



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NEW HOPE RADIO
Clarkrange, Tennessee
Community Businesses



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NEW HOPE RADIO
Clarkrange, Tennessee
Community Businesses

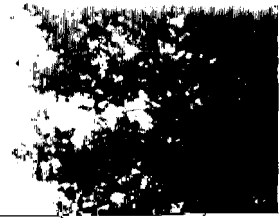


EXHIBIT 3
NEW HOPE RADIO
Clarkrange, Tennessee
Community Businesses

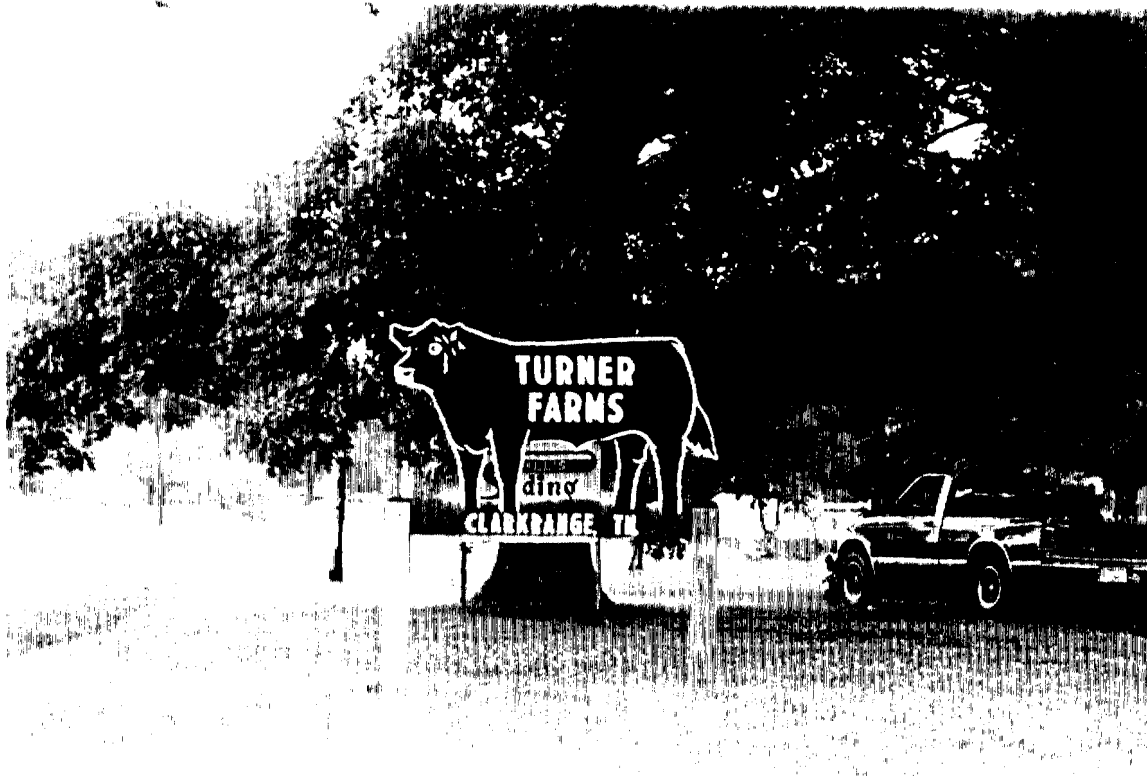


EXHIBIT 4
NEW HOPE RADIO
Clarkrange, Tennessee
Business Receipts



MIKE'S AUTO REPAIR
 Serving All Your Automotive Needs
 Highway 127 & 62
 CLARKRANGE, TN 38553
 (615) 863-8233

NAME		DATE OF ORDER	
ADDRESS		6-7-93	
JOB NAME / LOCATION		DATE PROMISED	
DESCRIPTION OF WORK		ORDER TAKEN BY	
CTY.	DESCRIPTION	PRICE	AMOUNT
6	Nuts & washers		2.40
1	Doughnut gasket		3.61
	Lube 202 pipes & studs		25.00
	Weld pipes		10.00
	<i>paid</i>		41.01
	<i>check</i>		
	<i>mk</i>		
LABOR	HOURS	RATE	AMOUNT
TOTAL MATERIALS			
TOTAL LABOR			
WORK ORDERED BY		TOTAL TAX	3.48
TOTAL INVOICE			

EXHIBIT 4
NEW HOPE RADIO
Clarkrange, Tennessee
Business Receipts

BURDEN DRUGCENTER, INC. #2

HIGHWAY 127
P.O. BOX 2007
CLARKRANGE, TN. 38553

EXHIBIT 5
NEW HOPE RADIO
Clarkrange, Tennessee
Local Services

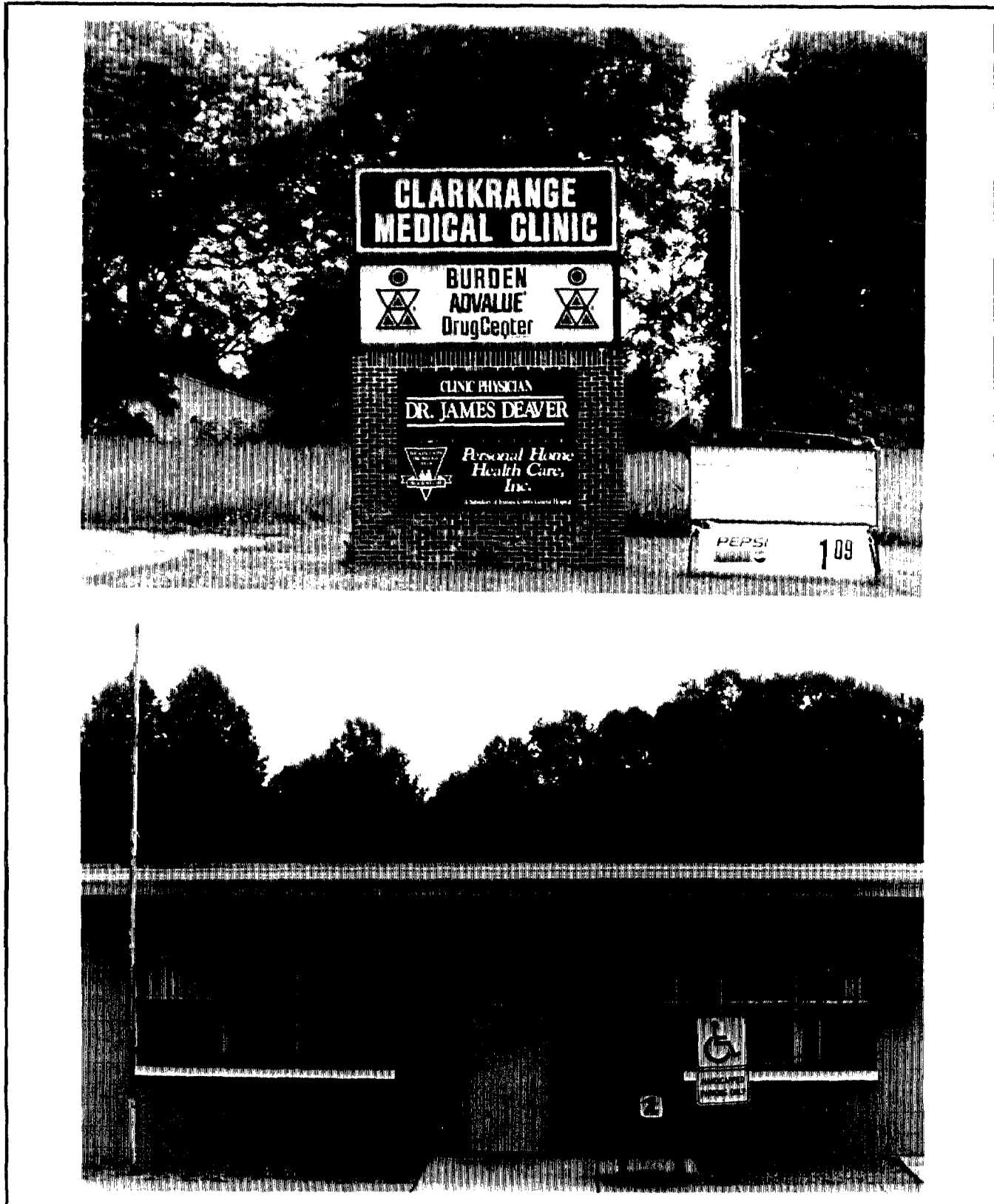


EXHIBIT 5
NEW HOPE RADIO
Clarkrange, Tennessee
Local Services



EXHIBIT 5
NEW HOPE RADIO
Clarkrange, Tennessee
Local Services



EXHIBIT 5
NEW HOPE RADIO
Clarkrange, Tennessee
Local Services



EXHIBIT 6
NEW HOPE RADIO
Clarkrange, Tennessee
Civic Organizations



CERTIFICATION

Kirk A. Tollett hereby certifies that;

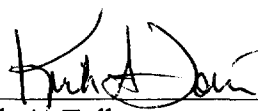
He is owner of Commsouth Media Associates, a broadcast consulting firm based in Jasper, Alabama;

His qualifications in broadcast matters are a matter of record before the Federal Communications Commission having been presented and accepted on many occasions in the past:

That he has been retained by New Hope Radio for the purpose of developing technical exhibits and analyses for the instant filing as well as for the Petition for Rulemaking filed on behalf of New Hope Radio on March 15, 1993;

That the accompanying technical report and exhibits, as well as those contained in the original Petition for Rulemaking were developed by him personally or under his immediate supervision and that all the information presented therein is true and correct to the best of his knowledge and belief.

Signed and dated this 29th day of June, 1993



Kirk A. Tollett